

Mr. KAINE. Madam President, I ask unanimous consent that the order for the quorum call be rescinded.

The PRESIDING OFFICER (Ms. HIRONO). Without objection, it is so ordered.

### CONCLUSION OF MORNING BUSINESS

The PRESIDING OFFICER. Morning business is closed.

### EXECUTIVE SESSION

#### CLOTURE MOTION

The PRESIDING OFFICER. Under the previous order, the Senate will proceed to executive session.

Under the previous order, there is now 2 minutes of debate equally divided prior to a cloture vote on the Leitman nomination.

Who yields time?

Mr. DURBIN. Madam President, I ask unanimous consent to yield back the time.

The PRESIDING OFFICER. Without objection, it is so ordered.

All time is yielded back.

The cloture motion having been presented under rule XXII, the Chair directs the clerk to read the motion.

The assistant legislative clerk read as follows:

#### CLOTURE MOTION

We, the undersigned Senators, in accordance with the provisions of rule XXII of the Standing Rules of the Senate, hereby move to bring to a close debate on the nomination of Matthew Frederick Leitman, of Michigan, to be United States District Judge for the Eastern District of Michigan.

Harry Reid, Patrick J. Leahy, Carl Levin, Richard J. Durbin, Barbara Boxer, Debbie Stabenow, Charles E. Schumer, Patty Murray, Jeanne Shaheen, Amy Klobuchar, Tom Udall, Sheldon Whitehouse, Mazie K. Hirono, Joe Donnelly, Jack Reed, Brian Schatz, Tom Harkin.

The PRESIDING OFFICER. By unanimous consent, the mandatory quorum call has been waived.

The question is, Is it the sense of the Senate that debate on the nomination of Matthew Frederick Leitman, of Michigan, to be United States District Judge for the Eastern District of Michigan shall be brought to a close? The yeas and nays are mandatory under the rule.

The clerk will call the roll.

The assistant legislative clerk called the roll.

Mr. DURBIN. I announce that the Senator from Missouri (Mrs. MCCASKILL) and the Senator from West Virginia (Mr. ROCKEFELLER) are necessarily absent.

The PRESIDING OFFICER. Are there any other Senators in the Chamber desiring to vote?

The yeas and nays resulted—yeas 55, nays 43, as follows:

[Rollcall Vote No. 63 Ex.]

#### YEAS—55

Baldwin	Harkin	Nelson
Begich	Heinrich	Pryor
Bennet	Heitkamp	Reed
Blumenthal	Hirono	Reid
Booker	Johnson (SD)	Sanders
Boxer	Kaine	Schatz
Brown	King	Schumer
Cantwell	Klobuchar	Shaheen
Cardin	Landrieu	Stabenow
Carper	Leahy	Tester
Casey	Levin	Udall (CO)
Collins	Manchin	Udall (NM)
Coons	Markey	Walsh
Donnelly	Menendez	Warner
Durbin	Merkley	Warren
Feinstein	Mikulski	Whitehouse
Franken	Murkowski	Wyden
Gillibrand	Murphy	
Hagan	Murray	

#### NAYS—43

Alexander	Fischer	Moran
Ayotte	Flake	Paul
Barrasso	Graham	Portman
Blunt	Grassley	Risch
Boozman	Hatch	Roberts
Burr	Heller	Rubio
Chambliss	Hoeven	Scott
Coats	Inhofe	Sessions
Coburn	Isakson	Shelby
Cochran	Johanns	Thune
Corker	Johnson (WI)	Toomey
Cornyn	Kirk	Vitter
Crapo	Lee	Wicker
Cruz	McCain	
Enzi	McConnell	

#### NOT VOTING—2

McCaskill Rockefeller

The PRESIDING OFFICER. On this vote the yeas are 55, the nays are 43.

The motion to invoke cloture is agreed to.

#### CLOTURE MOTION

The PRESIDING OFFICER (Ms. HEITKAMP). Under the previous order, there will be 2 minutes of debate equally divided prior to a cloture vote on the Levy nomination.

The Senator from Michigan.

Mr. LEVIN. Madam President, I want to assure our colleagues that these nominees from Michigan have been selected—obviously by us—following a very thorough screening committee with its broadly based recommendations. All four of these nominees are highly qualified, have judicial temperament, and Senator STABENOW and I can recommend them highly to the Senate.

I thank my colleagues who are voting for cloture and then hope that the next vote after cloture we will see them confirmed.

Again, we want to provide that assurance to our colleagues that this is a broadly based screening committee that we appoint which has recommended these nominees.

I ask that all time be yielded back.

The PRESIDING OFFICER. All time has been yielded back.

Pursuant to rule XXII, the Chair lays before the Senate the pending cloture motion, which the clerk will state:

The assistant legislative clerk read as follows:

#### CLOTURE MOTION

We, the undersigned Senators, in accordance with the provisions of rule XXII of the Standing Rules of the Senate, hereby move to bring to a close debate on the nomination

of Judith Ellen Levy, of Michigan, to be United States District Judge for the Eastern District of Michigan.

Harry Reid, Patrick J. Leahy, Carl Levin, Richard J. Durbin, Barbara Boxer, Debbie Stabenow, Charles E. Schumer, Patty Murray, Jeanne Shaheen, Amy Klobuchar, Tom Udall, Sheldon Whitehouse, Mazie K. Hirono, Joe Donnelly, Jack Reed, Brian Schatz, Tom Harkin.

The PRESIDING OFFICER. By unanimous consent, the mandatory quorum call has been waived.

The question is, Is it the sense of the Senate that debate on the nomination of Judith Ellen Levy, of Michigan, to be United States District Judge for the Eastern District of Michigan, shall be brought to a close?

The yeas and nays are mandatory under the rules.

The clerk will call the roll.

The assistant bill clerk called the roll.

Mr. DURBIN. I announce that the Senator from West Virginia (Mr. ROCKEFELLER) is necessarily absent.

Mr. CORNYN. The following Senator is necessarily absent: the Senator from Wisconsin, (Mr. JOHNSON).

The PRESIDING OFFICER. Are there any other Senators in the Chamber desiring to vote?

The yeas and nays resulted—yeas 56, nays 42, as follows:

[Rollcall Vote No. 64 Ex.]

#### YEAS—56

Baldwin	Harkin	Murray
Begich	Heinrich	Nelson
Bennet	Heitkamp	Pryor
Blumenthal	Hirono	Reed
Booker	Johnson (SD)	Reid
Boxer	Kaine	Sanders
Brown	King	Schatz
Cantwell	Klobuchar	Schumer
Cardin	Landrieu	Shaheen
Carper	Leahy	Stabenow
Casey	Levin	Tester
Collins	Manchin	Udall (CO)
Coons	Markey	Udall (NM)
Donnelly	McCaskill	Walsh
Durbin	Menendez	Warner
Feinstein	Merkley	Warren
Franken	Mikulski	Whitehouse
Gillibrand	Murkowski	Wyden
Hagan	Murphy	

#### NAYS—42

Alexander	Enzi	McConnell
Ayotte	Fischer	Moran
Barrasso	Flake	Paul
Blunt	Graham	Portman
Boozman	Grassley	Risch
Burr	Hatch	Roberts
Chambliss	Heller	Rubio
Coats	Hoeven	Scott
Coburn	Inhofe	Sessions
Cochran	Isakson	Shelby
Corker	Johanns	Thune
Cornyn	Kirk	Toomey
Crapo	Lee	Vitter
Cruz	McCain	Wicker

#### NOT VOTING—2

Johnson (WI) Rockefeller

The PRESIDING OFFICER. On this vote the yeas are 56, the nays are 42.

The motion is agreed to.

#### CLOTURE MOTION

The PRESIDING OFFICER. Under the previous order, there will now be 2 minutes of debate equally divided in the usual form prior to a vote on the